IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

And
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 20148 of 2004

Between:

Shri Janakraj Brijlal Khurana, S/o.Shri Brijlal Khurana,
R/o.AIP, Karwadi, Hingoli Taluq & District, Maharastra State.

..... PETITIONER

AND

1 The Secretary, Regional Transport Authority, Adilabad.
2 The Motor Vehicles Inspector, I.C.P.Bhoraj, Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction particularly one in the nature of a writ of Mandamus, declaring the seizure of the petitioner's vehicle bearing No.MH/38F-775 seized under vehicle check report No.2957194, Dt.31-10-2004 by the 2nd respondent as illegal, arbitrary, unjust and consequently direct the respondents to release the vehicle of the petitioner forthwith.

Counsel for the Petitioner: MR.B.SIVA RAMA KRISHNAIAH

Counsel for the Respondent Nos.1 &2: GP FOR TRANSPORT

The Court, at the stage of admission, made the following:

Oral order: (Per: The Hon'ble Mr. Justice Bilal Nazki)

Heard learned Counsel for the parties. With their consent, the Writ Petition is disposed of at this stage.

It appears that the petitioner's vehicle has been seized for violating the conditions of permit and for some other alleged offences. In the interest of justice, we dispose of this Writ Petition at this stage, directing release of vehicle bearing No. MH/38F-775 subject to payment of a sum of Rs.5,000-00 (Rupees five thousand only) by the petitioner, without prejudice to his rights in the enquiry and further subject to filing an undertaking to the effect that he shall not alienate or in any way encumber the vehicle.

Writ Petition is accordingly disposed of. No costs.

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BILAL NAZKI, J

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S. ANANDA REDDY, J

Dt. 03-11-2004

Pvks/*

Nb: Operative Portion by wire at party's cost.

B/o pvks

To

1 The Secretary, Regional Transport Authority, Adilabad.
2 The Motor Vehicles Inspector, I.C.P.Bhoraj, Adilabad.

3.2CCs to the Government Pleader for Transport, A.P. High Court Buildings, Hyderabad (OUT).

4.2CD copies

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